

Attorney Docket No. 9336-9

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Timothy M. Crowder et al.

Confirmation No.: 5387

Serial No.: 10/606,676

Group Art Unit: 3761

Filed: June 26, 2003

Examiner: Unknown

For: **APPARATUS, SYSTEMS AND RELATED METHODS FOR PROCESSING,  
DISPENSING AND/OR EVALUATING NON-PHARMACEUTICAL DRY POWDERS**

Date: February 13, 2004

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. § 1.97(b)**

Sir:


Attached is a list of documents on form PTO-1449, together with a copy of each of the identified foreign patent documents and non-patent literature documents. This application claims priority from U.S. Application Serial No. 10/434,009, filed May 8, 2003. As the benefit of this application is claimed under 35 U.S.C. § 120, no copies of the U.S. Patents and U.S. Patent Application Publications (Items 1-140) need to be furnished in accordance with 37 C.F.R. § 1.98(d); however, copies will be furnished on request. It is requested that these documents be considered by the Examiner and officially made of record in accordance with the provisions of 37 C.F.R. § 1.56 and Section 609 of the MPEP.

Applicants respectfully notify the Examiner of co-pending, co-assigned U.S. Patent Application Serial Nos:

- 9336-2            10/434,009, filed 05/08/2003
- 9336-3            10/606,678, filed 06/26/2003
- 9336-7            10/607,389, filed 06/26/2003

This Information Disclosure Statement is submitted in accordance with 37 C.F.R. § 1.97(b) before the mailing of a first Office Action on the merits. Therefore, no fee is believed due. However, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-0220.

Respectfully submitted,

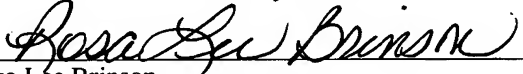
  
Julie H. Richardson  
Registration No. 40,142

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Page 2 of 2

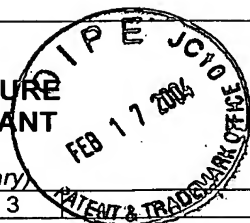
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Rosa Lee Brinson

Substitute form 1449A/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary)		Application Number	10/606,676
		Filing Date	June 26, 2003
		First Named Inventor	Timothy M. Crowder
		Group Art Unit	3761
		Examiner Name	Unknown
Sheet 1 of 3	Attorney Docket Number	9336-9	



U.S. PATENTS AND PATENT PUBLICATIONS					
Examiner Initials*	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code (if known)		
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	3.	D410,541	D24/110	Moulin	06/01/1999
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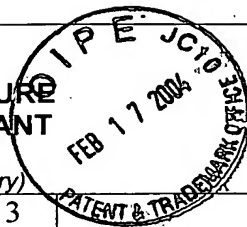
**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

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Sheet

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of 3

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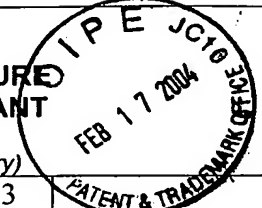
Application Number	10/434,009
Filing Date	May 8, 2003
First Named Inventor	Timothy M. Crowder
Group Art Unit	3761
Examiner Name	Unknown
Attorney Docket Number	9336-9

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Examiner Signature

Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Substitute form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)					<b>Complete if Known</b>	
Sheet	3	of 3	Application Number	10/434,009		
			Filing Date	May 8, 2003		
			First Named Inventor	Timothy M. Crowder		
			Group Art Unit	3761		
			Examiner Name	Unknown		
			Attorney Docket Number	9336-9		

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		Office	Number	Kind Code (if known)		
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	142.		EP1166812A	A61M 15/00	Gumaste	01-02-2002
	143.		WO 01/68169 A	A61M 15/00	Crowder	09-20-2001
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OTHER NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T
	147.	CROWDER, ET AL., 2001: <i>an Odyssey in Inhaler Formulation and Design</i> , Pharmaceutical Technology, pp. 99-113, July 2001.	
	148.	PEART ET AL., <i>New Developments in Dry Powder Inhaler Technology</i> , American Pharmaceutical Review, Vol. 4, n.3, pp. 37-45 (2001).	
	149.	PRIME ET AL., <i>Review of Dry Powder Inhalers</i> , 26 Adv. Drug Delivery Rev., pp. 51-58 (1997).	
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	151.	<a href="http://advair.ibreathe.com/consumer/2_2_2_taking_advair_animation.htm">http://advair.ibreathe.com/consumer/2_2_2_taking_advair_animation.htm</a> , ADVAIR DISKUS 100/50, 3 sheets, 1997.	
	152.	PCT International Search Report, International Application No. PCT/US03/14619 mailed December 23., 2003.	

Examiner Signature	Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.